

Application No. 10/810,130
Amendment dated June 22, 2007
Reply to Office Action of 03/23/2007

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Remarks

Claims 1-37 are presented for Examiner Waggoner's consideration.

Claims 1, 10, and 16 have been amended to include the limitations of claims 38, 39, and 40 respectively. As stated on page 6 of the Office Action, claims 38-40 would be allowable if rewritten in independent form including all the limitations of the base claim and any intervening claims. Therefore, Applicants have incorporated the limitations of claims 38-40 into the claims from which they depend. Thus the claims have effectively been rewritten in independent form. Claims 38-40 have been canceled. No new matter has been added.

Claims 28 and 30 have been amended to correct dependency as suggested by the Examiner. No new matter has been added.

Applicants appreciate the acknowledgment by the Examiner as to the allowability of claims 24-37.

Pursuant to 37 C.F.R. § 1.111, reconsideration of the present application in view of the foregoing amendments and the following remarks is respectfully requested.

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Response to Rejections

By way of the Office Action mailed 03/23/2007, Examiner Waggoner rejected claims 1, 4, 5, 6, 8, 16, 19 and 20 under 35 U.S.C. § 103(a) as allegedly being obvious to one of ordinary skill in the art at the time the invention was made and thus unpatentable over USPN 4,964,526 to Stephens in view of USPN 5,699,925 to Petruzzi; claims 2, 3, 10 and 13-15 under 35 U.S.C. § 103(a) as allegedly being obvious to one of ordinary skill in the art at the time the invention was made and thus unpatentable over USPN 4,964,526 to Stephens in view of USPN 5,542,567 to Julius; claims 7, 9, 11 and 17 under 35 U.S.C. § 103(a) as allegedly being obvious to one of ordinary skill in the art at the time the invention was made and thus unpatentable over USPN 4,964,526 to Stephens as modified by USPN 5,542,567 to Julius; claims 5, 12 and 18 under 35 U.S.C. § 103(a) as allegedly being obvious to one of ordinary skill in the art at the time the invention was made and thus unpatentable over and above the rejections as applied to claim 1, 10 and 16 above, and further in view of USPN 4,469,243 to Ito et al.; and claims 21-23 under 35 U.S.C. § 103(a) as allegedly being obvious to one of ordinary skill in the art at the time the invention was made and thus unpatentable over USPN 4,964,526 to Stephens in view of USPN 4,462,507 to Margulies. These rejections are respectfully traversed to the extent that they may apply to the presently presented claims.

Claims 1, 10, and 16 have been amended to require that said first hinge comprises a living hinge bifurcated into two distinct spaced apart parts and said second hinge comprises a living hinge located between said bifurcated parts of said first hinge. The Examiner has stated that this subject matter in combination with the remaining claim language is not fairly taught or suggested by the present prior art. Thus, claims 1, 10, and 16 and those claims depending therefrom are patentably distinct over Stephens, Julius, Ito, and Margulies. Applicants respectfully request these rejections be withdrawn.

For the reasons stated above, it is respectfully submitted that all of the presently presented claims are in form for allowance.


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Please charge any prosecutorial fees which are due to Kimberly-Clark Worldwide, Inc.
deposit account number 11-0875.

The undersigned may be reached at (920) 721-3016.

Respectfully submitted,

CHRISTOPHER V. DECKER ET AL.

By: 

David J. Arteman
Registration No. 44,512
Attorney for Applicant(s)